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the issuance of the original memorandum. Such request, accompanied by the original memorandum, may be filed with either the Classing Office which issued the original memorandum or the Quality Control Section. Redrawn samples shall be required except in cases where the original samples have remained, identity preserved, in the custody of the Classing Office which issued the original memorandum. As evidence of any review determination, a classification memorandum marked to indicate that it represents a review determination shall be issued to the applicant requesting the review.

[52 FR 30884, Aug. 18, 1987]

§ 28.182 Surrender of memoranda.

For good cause, any memorandum issued under this subpart shall be surrendered to the Area Director which issued it, upon the Area Director's request or upon the request of the Director, and a new memorandum complying with this subpart issued in substitution therefor. If the memorandum be not surrendered upon such request, it shall nevertheless be invalid for the purpose of this subpart.

[52 FR 30884, Aug. 18, 1987]

§ 28.183 Fees and costs; payment.

The provisions of §§28.115 through 28.126 relating to fees, costs, and method of payment shall apply to services performed with respect to cotton produced outside the continental United States.

Subpart C—Standards

OFFICIAL COTTON STANDARDS OF THE UNITED STATES FOR LENGTH OF STAPLE

AUTHORITY: Sections 28.301 to 28.307 issued under Sec. 10, 42 Stat. 1519; 7 U.S.C. 61. Interpret or apply sec. 6, 42 Stat. 1518, as amended, sec. 4854, 68A Stat. 580; 7 U.S.C. 56, 26 U.S.C. 4854.

§ 28.301 Measurement: humidity; temperature.

The length of staple of any cotton shall be the normal length by measurement, without regard to quality or value, of a typical portion of its fibers under a relative humidity of the at-

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mosphere of 65 percent and a temperature of 70 °F.

§ 28.302 Terms of designation.

The length of staple of any cotton shall be designated by that one of the following terms which expresses its measurement in inches and fractions of an inch in accordance with §28.301:

“Below $\frac{13}{16}$; $\frac{7}{8}$; $\frac{29}{32}$; $\frac{15}{16}$; $\frac{31}{32}$; 1; $\frac{1}{32}$; $\frac{1}{16}$; $\frac{1}{32}$; $\frac{1}{8}$; $\frac{1}{16}$; $\frac{1}{32}$; $\frac{1}{4}$; $\frac{1}{8}$; $\frac{1}{16}$; $\frac{1}{32}$; $\frac{3}{8}$; $\frac{1}{2}$; $\frac{5}{8}$; $\frac{3}{4}$; $\frac{7}{8}$; $\frac{1}{2}$; $\frac{1}{4}$; $\frac{1}{8}$; $\frac{1}{16}$; $\frac{1}{32}$; $\frac{1}{8}$; $\frac{1}{16}$; $\frac{1}{32}$; $\frac{1}{4}$; and upward in like manner in gradations of thirty-seconds, disregarding any fraction less than a thirty-second.”

§ 28.303 Standards for length of staple for American upland cotton.

(a) Effective July 12, 1985, standards for the lengths of staple of American upland cotton shall be measurements as determined by the Suter-Webb Duplex Cotton Fiber Sorter in accordance with the test method prescribed in paragraph (c) of this section. Ranges for each official staple length are shown in the table below. Staple standards exceeding $1\frac{1}{4}$ inches, in gradations of thirty-second inches, will be expressed in increments of .041 inches.

[In inches]

Staple length	Upper quartile length range
$\frac{13}{16}$827–.847
$\frac{7}{8}$909–.929
$\frac{29}{32}$950–.970
$\frac{15}{16}$990–1.010
$\frac{31}{32}$	1.031–1.051
1	1.072–1.092
$1\frac{1}{32}$	1.113–1.133
$1\frac{1}{16}$	1.154–1.174
$1\frac{1}{8}$	1.195–1.215
$1\frac{1}{4}$	1.236–1.256
$1\frac{5}{32}$	1.277–1.297
$1\frac{3}{8}$	1.318–1.338
$1\frac{7}{8}$	1.359–1.379
$1\frac{1}{2}$	1.400–1.420

(b) Cotton selected for the preparation of practical forms of staple standards shall, to the extent practicable, measure at the mid-point of the appropriate staple range indicated in paragraph (a) of this section.

(c) Length measurements shall be performed in accordance with the “Standard Test Method for Length and Length Distribution of Cotton Fibers (Array Method), ANSI/ASTM D 1440-77

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(1982), which is incorporated by reference pursuant to the provisions of 5 U.S.C. 552(a). This standard test method has been adopted by the American Society for Testing and Materials (ASTM) and approved as an American National Standard by the American National Standards Institute. It is published in the "Annual Book of ASTM Standards," Part 33, volume 07.02. Copies of the ASTM book and copies of ASTM standard D 1440-77 as a separate publication may be obtained from ASTM, Customer Service, 1916 Race Street, Philadelphia, PA 19103. A copy of the ASTM standard test method is also on file at the Office of the Federal Register. A notice of any change in the ASTM standard test method cited herein will be published in the FEDERAL REGISTER.

[49 FR 28391, July 12, 1984]

§ 28.304 Original representation of American Pima cotton staple lengths.

The following lengths of American Pima staple are represented by a quantity of cotton in the custody of the United States Department of Agriculture suitably contained and marked "Original Representation of Official Cotton Standards of the United States" followed in each instance by the name of growth, appropriate designation for staple length, and the effective date.

Staple length (inches)	Effective date
1 ⁵ / ₁₆	Aug. 1, 1961.
1 ³ / ₈	Aug. 10, 1943.
1 ⁷ / ₁₆	Aug. 10, 1943.
1 ¹ / ₂	Aug. 1, 1929.

[49 FR 28391, July 12, 1984]

§ 28.306 Over ¹³/₁₆ inch staple.

Cotton which is more than thirteen-sixteenths of an inch in length of staple but is not exactly one of the measurements specified in § 28.302, shall be designated by that one of such measurements which comes nearest under its true measurement.

[22 FR 10930, Dec. 28, 1957. Redesignated at 49 FR 28391, July 12, 1984]

§ 28.307 Bale of different staple lengths.

Whenever the length of staple of cotton taken from one part of a bale is different from that taken from another part of the same bale, the length of staple of the cotton in such bale shall be that of the part which is the shorter.

[22 FR 10930, Dec. 28, 1957. Redesignated at 49 FR 28391, July 12, 1984]

OFFICIAL COTTON STANDARDS OF THE UNITED STATES FOR THE COLOR GRADE OF AMERICAN UPLAND COTTON

AUTHORITY: Section 28.401 to 28.451 issued under Sec. 10, 42 Stat. 1519; (7 U.S.C. 61). Interpret or apply Sec. 6, 42 Stat. 1518, as amended; (7 U.S.C. 56), unless otherwise noted.

SOURCE: 57 FR 34497, Aug. 5, 1992, unless otherwise noted.

WHITE COTTON

§ 28.401 Good Middling Color.

Good Middling Color is color which is within the range represented by a set of samples in the custody of the United States Department of Agriculture in a container marked "Original Official Cotton Standards of the United States, American Upland, Good Middling, effective July 1, 1987."

§ 28.402 Strict Middling Color.

Strict Middling Color is color which is within the range represented by a set of samples in the custody of the United States Department of Agriculture in a container marked "Original Official Cotton Standards of the United States, American Upland, Strict Middling, effective July 1, 1987."

§ 28.403 Middling Color.

Middling Color is color which is within the range represented by a set of samples in the custody of the United States Department of Agriculture in a container marked "Original Official Cotton Standards of the United States, American Upland, Middling, effective July 1, 1987."

§ 28.404 Strict Low Middling Color.

Strict Low Middling Color is color which is within the range represented by a set of samples in the custody of